



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE
Governor

Division of Land Use Regulation
Mail Code 501-02A, P. O. Box 420
Trenton, New Jersey 08625-0420
www.state.nj.us/dep/landuse

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

Adam P. Nelson
Gannet Fleming, Inc.
PO Box 67100
Harrisburg, PA 17106-7100

JUL 31 2014

Re: COASTAL JURISDICTIONAL DETERMINATION
Environmental Review - EDA and DCA/NEP Programs
DLUR File Number: 1343-14-0004.1
DLUR Activity Number: CDT140001
Grant Application ID Number: NCR39452
Applicant: Borough of Sea Bright
Block(s) and Lot(s): [N/A, N/A]
Borough of Sea Bright, Monmouth County

Dear Mr. Nelson:

This letter is in response to an application submitted by the above referenced applicant for funding under the Economic Development Authority's Neighborhood & Community Revitalization (NCR) and Small Business Loans (SBL) Programs and/or the Department of Community Affairs' Neighborhood Enhancement Program (NEP). This jurisdictional determination is for a proposed streetscape project which includes improved parking, bicycle lanes, installation of street trees, lights, and furniture, as well as repair and replacement of curbs, sidewalk, and crosswalks along Ocean Avenue from Rumson Road south to Osborne Place within the CAFRA zone of the Borough of Sea Bright, a non-qualifying municipality. Potentially applicable statutes include Waterfront Development Act (N.J.S.A. 12:5-3 et seq.), Wetlands Act of 1970 (N.J.S.A. 13:9A-1 et. seq.) and the Coastal Area Facility Review Act, CAFRA, (N.J.S.A. 13:9-1 et. seq.).

Based on a review of the information submitted and a review of information as maintained on the Department's Geographic Information System, the following determination is made:

Based on a review of the Coastal Permit Program Rules, the following determination is made:

- ☒ **A Waterfront Development permit is not required.**
- ☐ **A Waterfront Development Permit will be required because:**
 - ☐ Work will be performed at or below (outshore) the Mean High Water Line.
 - ☐ Work will be performed within 100/500 feet of the MHWL outside the coastal area.

Based on a review of the Coastal Permit Program Rules, the following determination is made:

- ☐ **A CAFRA permit is required.**
- ☒ **A CAFRA permit is not required** pursuant to N.J.A.C.7:7-2.1(c)6 as the proposed project concerns services provided by the Borough of Sea Bright within the existing public right-of-way.

Based on a review of the Coastal Wetlands Maps, the following determination is made:

- () **Coastal Wetlands permit is required.** Coastal Wetlands are mapped on this site. Activity is proposed at or below the Upper Wetlands Boundary.
- (x) **Coastal Wetlands permit is not required.** Based on a review of the Coastal Wetlands Maps it is determined that there are not mapped wetlands on the site.
- () **Coastal Wetlands permit is not required.** Coastal Wetlands are mapped on this site. However, no activity is proposed at or below the Upper Wetlands Boundary.

This letter does not constitute a jurisdictional determination for the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A and the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-1.1et seq. For assistance with the applicability of these statutes you are advised to contact the Division's Technical Support Center at (609)777-0454.

This letter does not relieve the applicant of the responsibility of obtaining any other required State, Federal or local permits or approvals as required by law and is based on the information submitted in accordance with existing regulation. This determination shall be considered null and void if the submitted information is incorrect, site conditions or regulations change.

Please contact Jessica Cobb by e-mail at Jessica.Cobb@dep.nj.gov or (609) 633-2289 should you have any questions regarding this letter. Be sure to indicate the Department's file number in all communication.

Sincerely,



Colleen Keller
Division of Land Use Regulation